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OFFICE WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF EMERGENCY RULE DECISION BY THE SECRETARY OF STATE

AGENCY: DEPARTMENT OF HEALTH AND HUMAN RESOURCES BUREAU FOR
PUBLIC HEALTH

RULE: 64 CSR 46. EMERGENCY MEDICAL SERVICES

STATUTORY AUTHORITY: W. Va. Code §§ 16-1-4, 16-4C-6, 16-4C-14, and 16-4C-23.

DATE FILED AS AN EMERGENCY RULE: July 1, 2021.

Following review under W. Va. Code §29A-3-15a, which requires the Secretary of State to determine that the agency filing such emergency rule: 1) has not exceeded the scope of law authorizing or directing the promulgation thereof; 2) has shown that an emergency exists justifying the promulgation of an emergency rule; and 3) filed the emergency rule in compliance with W. Va. Code §29A-3-15, it is the decision of the Secretary of State that the above emergency rule is **Approved**.

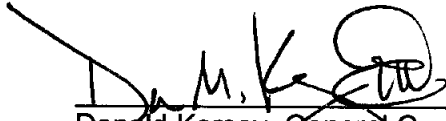
It is the determination of the Secretary of State that this proposal qualifies under the definition of an emergency as defined in §29A-3-15(f):

____ (1) For the immediate preservation of the public peace, health, safety and welfare;

____ (2) to comply with a time limitation established by the W. Va. Code or by a federal statute or regulation; or

X (3) to prevent substantial harm to the public interest.

Additional notes or comments (if any): This Emergency Rule is promulgated as an amendment to the existing Rule pursuant to the changes in HB 2427 (2021) and in response to recent changes in statewide restrictions concerning COVID-19 as attested by Agency Counsel.


Donald Kersey, General Counsel
WV Secretary of State's Office